IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO.255 OF 2006

Harkirat Singh ...Petitioner

v/s

Rabobank International Holding B.V. ...Respondents

Mr Sham Mehta i/b M/s Advani and Co. for Petitioner.

Mr F. D'Vitre with Mr V.R. Dhone i/b M/s Federal and

Rashmikant for Respondents.

CORAM : D.K. DESHMUKH J.

DATE : 16TH OCTOBER 2006.

P.C. :-

1. It is common ground that - (a) this petition is filed under section 34 of the Arbitration and Conciliation Act 1996 and (b) the award which is challenged is a foreign award within the meaning of the said Act. In view of the judgment of the Division Bench of this Court in appeal No.83 of 2005 in arbitration petition No.408 of 2004 (M/s Goldcrest Exports v/s M/s Swissgen N.V. and anr.) delivered on 28th February 2005, a petition under section 34 of the said Act challenging the foreign award is not maintainable.

Hence petition is disposed off. No order as to costs.

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.